TABLE OF CONTENTS

INVESTIGATIVE SUMMARY
USE OF FORCE
HIT SHOOTING
IAB SH-2031317

On Monday, March 12, 2001, Sergeants Elier Morejon and Henry Reyes along with Lieutenant Michael O'Brien of the Internal Affairs Bureau responded to Century Station regarding a Deputy involved hit shooting. Deputy Adan Torres from Century Station was involved a hit shooting after he and his partner observed an assault with a deadly weapon, which led into a vehicle pursuit, containment and eventually the hit shooting of one of the suspects.

The summary of this incident is based on information obtained from reports, memoranda, and other documents regarding Century Station File #001-04581-2170-051, interviews of involved sworn personnel, civilian witnesses and Suspects Fred Gamboa and Servando Villalobos. (See Exhibit - A)

INVOLVED PERSONNEL

TORRES, ADAN [REDACTED] Deputy Sheriff

Deputy Torres is a six year Department veteran who has worked at Century Station for the [REDACTED]
Deputy Torres [REDACTED]

SUSPECTS

VILLALOBOS, SERVANDO MH/10-20-77 Booking #6801851

Suspect Villalobos is a 24 year old Male Hispanic who [REDACTED]

GAMBOA, FRED MH/01-30-76 Booking #6801677

Suspect Gamboa is a 25 year old Male Hispanic who [REDACTED]

WITNESSES

Catarino Gonzales	[REDACTED]	Deputy Sheriff
John O'Hara	[REDACTED]	Deputy Sheriff
Mike Poirier	[REDACTED]	Deputy Sheriff
Arthur Evans	[REDACTED]	Deputy Sheriff
Arthur Escamillas	[REDACTED]	Deputy Sheriff

INVOLVED EMPLOYEES STATEMENT

DEPUTY ADAN TORRES

Deputy Torres said that on March 12, 2001, he was assigned to uniform patrol, Unit 216F, early mornings, along with his partner, Deputy Catarino Gonzales. Deputy Torres said he and Deputy Gonzales were driving westbound on 59th Place approaching Hooper Avenue in their marked Sheriff's radio car when he saw a white Toyota traveling northbound on Hooper Avenue in front of them. He said the vehicle slowed down and the driver negotiated a u-turn and began slowly driving southbound on Hooper Avenue. Deputy Torres stated the vehicle stopped at the intersection of 59th Place and Hooper Avenue, at which time he heard a series of four to five gunshots and saw the interior of the white Toyota illuminate. He said he thought the illumination was caused by muzzle flash which came from the passenger side of the vehicle. Deputy Torres said the vehicle sped off southbound on Hooper Avenue then westbound on 61st Street. He said that as he and Deputy Gonzales began following the Toyota, he advised the Sheriff's Communication Center that they were [redacted] surveillance mode, behind a [redacted] vehicle.

Deputy Torres said that as the suspect vehicle turned northbound onto Central Avenue it began to accelerate, he immediately broadcasted that they were now in pursuit. Deputy Torres said the pursuit took them through the streets and alleys north of Slauson Avenue in the City of Los Angeles and terminated at 41st Street and Alameda Street. He said that at the end of the pursuit, both front doors of the suspect vehicle opened and the driver (Suspect Gamboa) and passenger (Suspect Villalobos) jumped out of the car as he and his partner exited their radio car.

Deputy Torres stated that the passenger (Suspect Villalobos), whose back was initially facing him, turned to his left and made eye contact with him. He saw the suspect move both of his hands to his waistband area. Deputy Torres said he felt the suspect was about to arm himself and shoot him. He also said the suspect's actions reminded him of how he practices retrieving his gun from his waistband when he is wearing civilian clothes. Deputy Torres stated he felt the suspect was attempting to retrieve a firearm to shoot him and was scared for his life, so he fired three rounds from his duty weapon. Deputy Torres said the suspect "spun," then fell to the street and tumbled over twice, ending up a few feet in front of the Toyota with his hands still near his waistband. Deputy Torres said he yelled for the suspect to show him his hands several times, but before he complied the suspect cursed at him calling him a "fat pig," then yelled, "Fuck you, mother fucker. You fat pig."

Deputy Torres said that after the shooting, he told Deputy Gonzales to go after the other suspect (driver), who had exited the vehicle and ran away westbound through the alley. He said it was about that time that Deputy Escamillas and his partner arrived at the scene. He said he told Deputy Escamillas to cover the suspect while he ran after his partner, Deputy Gonzales. Deputy Torres said that a short time later, he heard over his radio that the second suspect had been taken into custody. Deputy Torres returned to his radio car and requested that paramedics respond to his location because he learned the suspect had been shot.

Deputy Torres said that at the intersection of 59th Place and Hooper Avenue he saw several people on the west side of Hooper Avenue "scatter" during the shooting. One of the ones who scattered either fell to the ground or ducked, then got back up.

Deputy Torres further stated that at the end of the pursuit, both suspects jumped out of the car while it was still moving and that the car ended up crashing into a wall and light pole on west sidewalk of Alameda Street. He remembered that the driver ran away westbound, but his attention was on the passenger because he felt he was the person who shot at the people at 59th Place and Hooper Avenue and he did not want to be shot.

WITNESS STATEMENTS

DEPUTY CATARINO GONZALES

Deputy Gonzales said that on March 12, 2001, he was assigned to uniform patrol, 216F, early mornings, along with his partner, Deputy Adan Torres. Deputy Gonzales said he and Deputy Torres were driving westbound on 59th Place approaching Hooper Avenue when his attention was drawn to a small white compact car driving northbound on Hooper Avenue approaching 59th Place. Deputy Gonzales said he was the driver and Deputy Torres was the passenger. Deputy Gonzales said the driver made a slow U-turn as he passed 59th Place, then stopped the vehicle in the southbound lanes near the southwest corner of 59th Place and Hooper Avenue. Deputy Gonzales stated he heard three to four gunshots and simultaneously saw the interior of the vehicle light up from what he believed was muzzle flash. The vehicle sped off southbound on Hooper Avenue as Deputy Gonzales also turned southbound and began to follow the vehicle.

Deputy Gonzales remembered seeing a male adult "duck" down behind a vehicle parked along the south curb line of 59th Place facing eastbound, west of Hooper Avenue. During the shooting, he thought that this individual was the intended victim of the shooting.

Deputy Gonzales said he advised Deputy Torres they were going [redacted] as they followed the suspect vehicle southbound on Hooper Avenue, then westbound on 60th or 61st Street to Central Avenue. He said Deputy Torres advised the Sheriff's Communications Center of their observations.

Deputy Gonzales stated the suspect vehicle began traveling northbound on Central Avenue at a high rate of speed, at which time he activated his red lights and siren and told Deputy Torres they were now in pursuit. Deputy Torres immediately advised Sheriff's Communication Center that they were now in pursuit of the vehicle. Deputy Gonzales said the pursuit traveled through the county area and then into the City of Los Angeles. He said that the driver of the suspect vehicle was driving erratically, running several red lights and stop signs, and the driver had no regard for the safety of others using the road. Deputy Gonzales said he believed the pursuit lasted between three and five minutes, and shortly before it terminated, Aero Bureau began calling the pursuit.

Deputy Gonzales said the pursuit terminated at 40th Street and Alameda Street, as the suspect vehicle was driving northbound in the southbound lanes of Alameda Street. He said that as the vehicle was still moving slowly northbound, he saw the two front doors open and the two suspects exit the car. The driver (Suspect Gamboa) began running westbound through the alley from Alameda Street. He remembered hearing three "pops," which he assumed was gunfire from Deputy Torres' side of the car. He then heard Deputy Torres yell, "Go, go, go!" Deputy Gonzales said he felt Deputy Torres was "okay," so he started following the suspect westbound through the alley in order to maintain a visual of the suspect.

Deputy Gonzales said he followed the suspect through the alley, then northbound through a vacant lot, then westbound on the sidewalk. Deputy Gonzales said the suspect was kept in the containment area with the help of Aero Bureau. The suspect was eventually taken into custody by him and Deputy Guillen.

Deputy Gonzales said that as he followed the driver, he could not see anything in his hands and that he never saw him throw anything due to the poor lighting conditions. Deputy Gonzales stated that when he heard the three "pops," he assumed Deputy Torres had fired his gun, but Deputy Torres never stated he had shot.

DEPUTY JOHN O'HARA

Deputy O'Hara has been a Los Angeles County Deputy Sheriff for the past 14 years and has been assigned to the Aero Bureau for the past [REDACTED]. On March 12, 2001, he was working with his partner, Deputy Mike Poirier, from [REDACTED] Deputy Poirier was the pilot and he was the observer.

Deputy O'Hara said they were flying over Century Station's area when he heard a Century Station unit advise that they were [REDACTED] on a [REDACTED] vehicle. He said that a short time later, the unit advised they were in pursuit. Deputy O'Hara radioed that they were two minutes away. Deputy O'Hara stated he began to call the pursuit when they were overhead at 42nd Street and Long Beach Boulevard.

Deputy O'Hara said that the suspect vehicle drove to Alameda Street, at which time both front doors opened and the suspects jumped out. He said that his training has taught him to "stay" with the driver, so his attention was mainly focused on him. He did indicate that he saw the passenger proned out in the street and felt he was in custody. Deputy O'Hara said he called the foot pursuit and that the suspect was very easy to track because he had on an orange baseball hat. At one point, he saw the suspect take off his hat and jacket before surrendering to the deputies.

Deputy O'Hara said he later learned that the second suspect had been shot. He said he did not see the shooting. He again reiterated that his attention was mainly on the driver. He said that the driver ran westbound through the alley and that he did not see any deputies chasing the suspect. (See Exhibits - B&C)

DEPUTY MIKE POIRIER

Deputy Poirier said that he has been a member of the Los Angeles County Sheriff's Department for the past 19½ years and has been assigned to the Aero Bureau for the past [REDACTED] Deputy Poirier said that on

March 12, 2001, he was working with his partner, Deputy O'Hara. Deputy Poirier was the pilot and Deputy O'Hara was the observer.

Deputy Poirier remembered hearing that a unit was in pursuit of a [redacted] shots fired vehicle in the old Firestone Station area. He said the pursuit was traveling away from them and estimated it took one minute for them to catch up with the vehicles. Deputy O'Hara began to call the pursuit when they arrived overhead.

Deputy Poirier stated that the pursuit ended on Alameda Street, north of 42nd Street. He said he saw both doors of the suspect vehicle open and later remembered seeing who he thought was the passenger on the ground. He said he never saw this person exit the car. Deputy Poirier said he saw a second suspect, who he thought was the driver, run westbound through the alley, then northbound through the open field to westbound on 41st Street into some yards. (See Exhibit - J) He said Deputy O'Hara was setting up the containment and a short time later the suspect was taken into custody. Deputy Poirier said at no time did he see the suspect throw anything while he was running, and the only time he saw any deputies near the suspect was when he surrendered.

DEPUTY ARTHUR EVANS

Deputy Evans said he was working, Unit #216D PM's, with his partner, Deputy Escamillas. He said they were on patrol when they heard over their car radio that another unit was in a "stealth" mode. He said that it soon turned into a pursuit. Deputy Evans said he was not sure of all the streets the pursuit traveled, but he remembered hearing the streets of Long Beach and Alameda being broadcast. He remembered that the pursuit terminated near 41st Place and Alameda Street.

Deputy Evans said that when they arrived at that location, they parked in the street behind another Sheriff's radio car. He said he saw a deputy near the passengers side of the car with his gun out. Deputy Evans also saw a second deputy sheriff near the alley, who spoke briefly with Deputy Escamillas. Deputy Evans stated he did not know the names of the other deputies.

Deputy Evans said his attention was then drawn to the suspect (Villalobos), who was lying in the street. He and Deputy Escamillas approached the suspect, who was eventually handcuffed by Deputy Escamillas and escorted to their radio car. Deputy Evans stated that as they placed the suspect in the rear seat of their car, the suspect stated that his back hurt and that he thought he had been shot. Deputy Evans said they took the suspect out of their car and saw a small amount of blood on the bottom of the rear seat. He also saw blood on the rear of the suspect's pants. Deputy Evans said that the suspect was unhandcuffed and seated on the curb. He said he gave the suspect a blanket. Deputy Evans stated he heard a request over the radio for paramedics to respond to their location. He said that a short time later, Los Angeles City Paramedics arrived at the location, treated the suspect, then transported him to the hospital.

Deputy Evans said he and his partner were the first assisting unit to arrive at the scene. He said he did not know there had been a deputy involved shooting until the suspect told him he had been shot.

DEPUTY ARTHUR ESCAMILLAS

Deputy Escamillas said that on March 12, 2001, he was assigned to work Unit 216D PM's, with his partner Deputy Arthur Evans. Deputy Escamillas said that at approximately 2212 hours he and his partner were in the area of 8019 Compton Boulevard, when he heard "emergency traffic" on the radio. He said he heard Deputy Torres request the patch and indicate that they were [redacted] on an assault vehicle. Deputy Escamillas said that a short time later he heard Deputy Torres indicate that they were now in pursuit of the vehicle and then in a foot pursuit. Deputy Escamillas said that he arrived on 41st Street and Alameda Street and saw a radio car parked in the middle of the street. He did not immediately realize that the radio car belonged to Deputies Torres and Gonzales. He said that as he exited his vehicle he saw Deputy Torres in the street detaining a suspect at gunpoint. He said he did not see Deputy Gonzales. He approached Deputy Torres and told him that he and his partner would assume responsibility for the suspect. He said Deputy Torres left to be with his partner Deputy Gonzales. Deputy Escamillas said he handcuffed the suspect and escorted him to his radio car. He later looked at the suspects crouch area, after the suspect complained of pain, and saw that he had blood in the area. Deputy Escamillas said he took the handcuffs off of the suspect, laid him on the ground, and gave him a blanket. Deputy Escamillas said that prior to the suspects complaints of pain he was unaware that he had been shot.

SUSPECT STATEMENTS

SUSPECT FRED GAMBOA

Homicide Investigators Stephen Weireter and Antoinete Martinez attempted to speak to Suspect Gamboa. Suspect Gamboa refused to speak to investigators without an attorney present and was not interviewed.

> **IAB NOTE: During the booking process at Century Station, Suspect Gamboa admitted to Deputy Antonio Guillen, [redacted] that he had shot at rival gang members at the corner of 59th Place and Hooper Avenue. He also told Deputy Guillen that when he fled from the vehicle, he had a .25 Caliber Derringer in his possession which he threw as he ran through the alley. The weapon was not found.**

SUSPECT SERVANDO VILLALOBOS

On March 13, 2001 at 0730 hours, Homicide Investigators Weireter and Martinez responded to the Los Angeles County/USC Medical Center and interviewed Suspect Servando Villalobos. Prior to asking Suspect Villalobos any questions, Investigator Weireter advised him of his Miranda rights, which he waived.

Suspect Villalobos said that he and his cousin, "Freddie" (Suspect Gamboa), were driving in his cousin's car going to get something to eat when they drove by 59th Place and Hooper Avenue. He said, "The fools started tripping," then the shots rang out. Suspect Villalobos stated, "They shot first, then Freddie shot

back at them." He said that Freddie reached across him and shot out his window (passenger) three or four times. Suspect Villalobos admitted that he had been a "38th Street" gang member and that the area of 59th Place and Hooper Avenue was claimed by the "Florencia" street gang, their rivals.

Suspect Villalobos said the first time he saw the gun was when his cousin started shooting. Suspect Villalobos said that after the shooting, Freddie started driving real fast through the streets and alleyways with the cops behind them. When Freddie finally stopped the car, Suspect Villalobos said he got out on the passenger side, saw that the Sheriff's car was about to hit theirs and tried to get out of the way. He said that Freddie ran away through the alley.

Suspect Villalobos said that when the deputy got out of his car, he shot at him two times. He denied having a gun and said he did not try to run away. Suspect Villalobos said he was not sure where his hands were when the deputy shot at him, but they were probably at his side. He said he was sure his hands were not in his pockets.

Suspect Villalobos stated that after the shooting, he was handcuffed and then placed in the rear seat of a radio car. He said he told the deputies he had been shot and they called for the paramedics, who arrived a short time later.

INJURIES

Suspect Gamboa did not sustain any injuries. Suspect Villalobos sustained a single gunshot wound to his right rear buttocks area. After canvassing the area of 59th Place and Hooper Avenue for any victims, none were found. No deputies were injured during this incident.

PHYSICAL EVIDENCE

Three 9mm shell casings, "WINCHESTER LUGER", were recovered from the street near the passenger door of Deputy Torres and Gonzales patrol vehicle, which was parked on the southbound lanes of Alameda Street facing northbound. (See Exhibit - D) One of the projectiles from Deputy Torres' handgun struck Suspect Villalobos in the right rear buttocks area. A second projectile fired from Deputy Torres' handgun traveled northbound on Alameda Street. It struck a four foot white cinder block wall located on the northwest corner of 41st Place and South Alameda Street. The third projectile or its impact point fired from Deputy Torres' handgun was not found.

Three .25 caliber shell casings were recovered from the corner of 59th Street and Hooper Avenue. (See Exhibit - E) Two .25 caliber projectiles were recovered from the inside of a tire, "Cornell" P23575R-15, of a Dodge Ram van that was parked on the south side of 59th Place and west of Hooper Avenue.

A Gunshot Residue (GSR) test was conducted on both suspects and both results were inconclusive as to whether the suspects handled or discharged a firearm.

INVESTIGATOR OBSERVATIONS

I arrived at the scene and saw two Los Angeles County Sheriff's vehicles parked on the single southbound lane of Alameda Street facing northbound. (See Exhibit - F) One vehicle was slightly in front of the other and partially on the west sidewalk. I also saw a small compact white Toyota on the west sidewalk facing north. (See Exhibit - G) The vehicle appeared to be wedged between a building and a light pole. (See Exhibit - H) The Toyota's right front passenger door was open and a blue baseball cap lay on the sidewalk near the open door. (See Exhibit - I)

The lighting condition were good. The vehicle ended wedge between a wall and a light pole which illuminated the scene.

On March 21, 2001, Los Angeles County Deputy District Attorney [redacted] filed complaint number VA064426, charging Suspects Villalobos and Gamboa with Attempt Murder, 666/187 PC, Assault with a Firearm, 245(a)(2) PC, and 2800.2(a) CVC, Evading. Both suspects received a bail amount of over $3,000,000 Dollars.

Los A[illegible]eles County Sheriff's Dep[illegible]tment
Officer Involved Shooting

Report Date: 03-12-01	Bureau/Station/Facility: FORII/CENTURY STATION	Admin. Invest.? ☐	Hit? ☒

Incident Information

URN: 001-04581-2170-051	Date: 03-12-01	Time: 2210
City or Station: LOS ANGELES	Nature of Incident: DEPUTY INVOLVED HIT SHOOTING	
Location: ALAMEDA STREET B/T 42ND STREET & 41ST PLACE		

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, (Street) [circled], Other: ______

Lighting (*circle only one*): Darkness, Daylight, Other, (Street Lights) [circled]

Weather (*circle only one*): (Clear) [circled], Cloudy, Fog, Rain

Distance: 50FT

Incident Type (*circle one or more*): Accidental, (Armed Person) [circled], Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Other: ______

Initiated by (*circle only one*): Arrest Warrant, Call, (Observation) [circled], One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, (Routine Patrol) [circled]

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect	Aero Unit?	Canine Unit?
3	0	☒	☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
[redacted]	GONZALES	CATARINO	F.	(EM) PM Day	(Regular) Overtime Off Duty
[redacted]	EVANS	ARTHUR		EM (PM) Day	(Regular) Overtime Off Duty
[redacted]	ESCAMILLAS	ARTHUR		EM (PM) Day	(Regular) Overtime Off Duty

Non-Employee Witnesses

Last Name		First Name		M.I.
Street Address	City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address	City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address	City	Zip Code	Work Ph	Home Ph

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	MALONE	ALICIA	M.	(On Duty) Present during shooting, Witness to shooting, Involved in shooting
[redacted]	THATCHER	MICHAEL	E.	(On Duty) Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	[redacted]	[redacted]	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	WEGENER	KENT	A.

PSTD Use Only

SH # ______________

Officer Involved Shooting

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
03-13-01	0015		

Employee #	Last Name	First Name	M.I
[redacted]	MOREJON	ELIER	
[redacted]	REYES	HENRY	J.
[redacted]	O'BRIEN	THOMAS	M.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED (one code per block)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
E#1	S#1	FH	BR	9	Y	Y	GS	BT

See Front Side

Officer Involved Shooting
Involved Employee Information

URN: 001-04581-2170-051

Involved Employee

E 1

Employee # [redacted]	Last Name: TORRES	First Name: ADAN	M.I.
Sex: M Race: H	Rank: DEPUTY	Unit Assignment: CENTURY	Work Assignment (Unit #, Module, etc.): [redacted]
ShiftTime (*circle only one*): (EM) PM Day	ShiftType (*circle only one*): (Regular) Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting: 8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest)	Other Factors:
Age: [redacted] Height: 509	Weight: 230		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit:	Prior Shootings? [redacted] Number of Prior Shootings: [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp #	Last Name	First Name	M.I.

E___

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E___

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting Suspect Information

URN: 001-04581-2170-051

Suspect Information

S 1

Last Name: GAMBOA		First Name: FRED	M.I.
AKA Last Name		First Name	M.I.
Sex: M Race: H	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]
Work Phone: NONE	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: [redacted]
Age: 25 D.O.B. 01-30-76	Height: 509 Weight: 150	FBI #: [redacted]	CII #: [redacted]
Booking #: 6801677	Primary Charge: 664/187 PC	Secondary Charge: 245(A)(2) PC	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: TOYOTA		Model: COROLLA	Year: 1984

S 2

Last Name: VILLALOBOS		First Name: SERVANO	M.I.
AKA Last Name		First Name	M.I.
Sex: M Race: H	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: [redacted]
Age: 23 D.O.B. 10-20-77	Height: 509 Weight: 160	FBI #: [redacted]	CII #: [redacted]
Booking #: 6801851	Primary Charge: 664/187 PC	Secondary Charge: 245(A)(2) PC	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: TOYOTA		Model: COROLLA.	Year: 1984

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

See Other Side



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION

November 28, 2001

Captain Frank Merriman
Los Angeles County Sheriff's Department
Homicide Bureau
5747 Rickenbacker Road
Los Angeles, California 90040

Dear Captain Merriman:

Re: J.S.I.D. File # 01-0171
L.A.S.D. # 001-04581-2170-051

The Justice System Integrity Division of the District Attorney's Office has completed its review of the March 12, 2001, non-fatal shooting of Servando Villalobos, age 23, by Los Angeles County Deputy Sheriff Adam Torres. We have concluded that Deputy Torres acted lawfully in self-defense.

The following analysis is based on reports prepared by the Los Angeles County Sheriff's Department, presented to this office on June 20, 2001, an examination of 278 photographs that relate to this incident and a joint investigation conducted by the Sheriff's Department and this office. The District Attorney's Command Center was notified of the shooting on March 13, 2001 at 1:00 a.m. Deputy District Attorney [redacted] and District Attorney Senior Investigator [redacted] responded to Alameda Street and 41st Place in the City of Los Angeles. We received a briefing of the circumstances surrounding the incident and were given a walk-through by Lieutenant Larry Lincoln.

FACTUAL ANALYSIS

On Monday, March 12, 2001, at approximately 10:10 p.m., Los Angeles County Sheriff Deputies Adam Torres and Catarino Gonzales, were on patrol in their marked black and white patrol car traveling west bound on 59th Place in the City of Los Angeles. They observed a white four door Toyota Corolla traveling north bound on Hooper Avenue. Fred Gamboa was the driver and Servando Villalobos the front seat passenger.

The Toyota slowed down, made a wide U-turn on Hooper Avenue and stopped at the southwest corner of Hooper Avenue and 59th Place. Torres and Gonzales then heard three to five gunshots and saw muzzle flashes coming from inside the front passenger side window of the Toyota.

They believed that the gunshots were directed towards three Hispanic males standing at the corner of Hooper and 59th Place.[1] According to the deputies, on hearing the shots, the three men, who remain unidentified, ran from the location. It remains unknown whether any of the three men were hit by the gunfire.

After the shooting, Torres and Gonzales followed the Toyota as it sped away southbound on Hooper Avenue. The deputies attempted to stop the vehicle, activating their full light bar and siren. The Toyota failed to stop, increased its speed and ran several red lights and stop signs. The Toyota turned north bound on Alameda Street, driving in the opposing lane of traffic. At Alameda Street and 42nd Street, both Gamboa and Villalobos jumped out of the Toyota while it was still moving. The Toyota crashed into a light pole in front of a business located at 1868 East 41st Place.

After jumping from the car, Gamboa ran into an alleyway adjacent to Alameda Street. As Villalobos jumped from the passenger side of the car, he turned and faced Torres and Gonzales. According to Torres, Villalobos made eye contact with him as Torres got out of the passenger side of the patrol car. Both Torres and Gonzales saw Villalobos place both hands into his front waistband area as if clutching or retrieving a gun. Based on Villalobos' movements and the gun shots heard earlier coming from the Toyota, Torres believed that Villalobos was armed and preparing to draw a firearm from his waistband to shoot at him or his partner. Fearing for his and his partners life, Torres fired three shots from his Beretta nine millimeter pistol at Villalobos.[2] Villalobos "spun" then fell to the street a few feet in front of the Toyota. Gonzales then chased Gamboa while Torres stayed with Villalobos. A few minutes later, Gamboa was apprehended. Torres then returned to his patrol car where he requested an ambulance after observing a gun shot to Villalobos' lower body.[3] When the paramedics arrived they transported Villalobos to L.A. County Medical Center.

Gamboa gave a Mirandized statement. He said that while driving in the area of Hooper Avenue and 59th Place, he fired two gunshots at rival gang members. He described the gun as a .25 caliber Derringer. He said he tossed the gun while running from the police. Deputies were unable to recover the gun.

Villalobos also gave a Mirandized statement. He said that he was the passenger in a car driven by Gamboa. While driving in the area of Hooper Avenue and 59th Street, he and Gamboa were

[1] Sheriff's Homicide Investigators interviewed eyewitnesses [redacted] and [redacted] At the time of the incident they were at the corner of 59th Place and Hooper Avenue. Both saw the occupants of a white car shoot at a group of males standing at the southwest corner of 59th Street and Hooper Avenue. They then saw a police car pull up behind the white car as the white car sped away. Three .25 caliber shell cases were later recovered at the location of 59th Street and Hooper Avenue. Two additional .25 caliber, full metal jacketed projectiles were recovered from the front passenger tire of a van parked at the west curb line of Hooper Avenue by Los Angeles County Sheriff Investigators.

[2] Three expended nine millimeter shell cases were recovered from Alameda Street to the right of the deputies' radio car.

[3] Villalobos sustained a single gunshot wound to his right buttocks which traveled through his right testicle.

shot at by rival gang members. Gamboa fired his gun at the rival gang members by reaching across Villalobos and shooting three or four times out of the passenger side window. Villalobos was not certain where his hands were when shot by the deputy. According to Villalobos, he did not have a gun and did not try and run away.

CONCLUSION

California law permits the use of deadly force in self-defense or in the defense of another if it reasonably appears to the person claiming the right of self-defense or the defense of another that he actually and reasonably believed that he was in imminent danger of great bodily injury or death. People v. Williams (1977) 75 Cal. App.3d 731.

In protecting himself or another, a person may use all force which he believes reasonably necessary and which would appear to a reasonable person, in the same or similar circumstances, to be necessary to prevent the injury which appears to be imminent. CALJIC 5.30 5.32.

Where the peril is swift and imminent and the necessity for action immediate, the law does not weigh into nice scales the conduct of the assailed and say he shall not be justified in killing because he might have restored to other means to secure his safety. People v. Collins (1961) 189 Cal. App.2d 575,

Based on the earlier drive-by shooting, the erratic manner in which the Toyota was driven and Villalobos' placement of his hands into his waistband area as if clutching or retrieving a gun, Torres was justified in believing that Villalobos was retrieving a weapon and was prepared to shoot at Torres or his partner.

Having concluded that Deputy Torres acted lawfully in self-defense and in defense of others, we are closing our file and will take no further action in this matter.

Very truly yours,

STEVE COOLEY
District Attorney

By Hector Guzman

HECTOR GUZMAN
Deputy District Attorney

c: Deputy Adam Torres

761551N25A - SH-AD (11/90)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

DATE: September 17, 2001

OFFICE CORRESPONDENCE FILE:

FROM: RICHARD L. CASTRO, COMMANDER
TRAINING DIVISION

TO: ERIC B. SMITH, CAPTAIN
CENTURY STATION

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS AND RECOMMENDATIONS HIT SHOOTING, MARCH 12, 2001, IAB REVIEW #2031317**

The purpose of this memo is to notify you of the review committee's findings and recommendations concerning the hit shooting incident which occurred on March 12, 2001

The Committee met on September 13, 2001 and consisted of myself, Commander David Betkey (Commander of the Department) and Commander Michael Kenyon (Commander of the Department). The Committee determined that the use of force by Deputy Adan Torres [redacted] was within Department policy. Please advise the deputy of this finding.

The Committee further directed that the Unit Commander conduct a formal debriefing of the tactics employed in this incident.

RLC:KRK:kk